THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION No.17246 of 2005

Dated 27-10-2005

Between:

The Trust Board of Anjaneya Swamy temple and Eashwara Swamy temple, Gummadam village, Mahabubnagar District..

..... PETITIONER

AND

The Collector, Mahabubnagar District and three others.

.....RESPONDENTS

THE HON'BLE MS JUSTICE G.ROHINI

W.P.M.P.No.29188 of 2005

And

WRIT PETITION No.17246 of 2005

O R D E R:

The main writ petition is filed seeking to declare the action of the respondents 1 to 3 in not considering the request of the petitioner-Trust Board of Anjaneya Swamy temple and Eashwara Swamy temple, Gummadum village, Pebbair Mandal, Mahabubnagar District, for protecting the agricultural land in Sy.Nos.469 and 479 of Gummadum village from illegal encroachment of the fourth respondent as arbitrary and illegal. The petitioner Trust Board has been represented by its Chairman P. Venkatarama Reddy. In the main writ petition, Rule Nisi has been ordered on 5-8-2005.

However, subsequently W.P.M.P.No.29188 of 2005 has been filed seeking withdrawal of the writ petition in which Sri P. Venkatarama Reddy has sworn to the affidavit stating that he is not the Chairman of the petitioner-Trust Board, and therefore he is not interested to continue the proceedings in the writ petition.

The learned counsel appearing for the fourth respondent does not oppose the petition and states that the said P. Venkatarama Reddy is not the Chairman of the petitioner-Trust Board.

In the circumstances, W.P.M.P.No.29188 of 2005 is ordered and the Writ Petition is dismissed as withdrawn. However, it is made clear that

this shall not preclude the petitioner-Trust Board to institute fresh proceedings in accordance with law in respect of the subject-matter of the present writ petition. No costs.

(G. ROHINI, J)

Date:27-10-2005

ghn/klp